

040504

13281 U.S. PATENT OFFICE

MORGAN L. FITCH, JR.
FRANCIS A. EVEN*
JULIUS TABIN
JOHN F. FLANNERY
ROBERT B. JONES
JAMES J. SCHUMANN
JAMES J. HAMILL
TIMOTHY E. LEVSTIK
JOSEPH E. SHIPLEY
KENNETH H. SAMPLES
PHILIP T. PETTI
JOSEPH T. NABOR
STEVEN C. SCHROER
RICHARD A. KABA*
KARL R. FINK
MARK W. HETZLER
TIMOTHY P. MALONEY
JAMES P. KRUEGER
STEPHEN S. FAVAKEH
RICHARD E. WAWRZYNIAK
STEVEN G. PARMELEE
THOMAS F. LEBENS
BRUCE R. MANSFIELD
KENDREW H. COLTON*
G. PAUL EDGELL*
MICHAEL A. SANZO*
SCOTT A. MENGHINI
NORMAN N. KUNITZ*
RUDY KRATZ
RAMON R. HOCH*

FITCH, EVEN, TABIN & FLANNERY

ATTORNEYS AND COUNSELLORS AT LAW

Established in 1859

SUITE 401L - 1801 K STREET, NW
WASHINGTON, D.C. 20006-1201

TELEPHONE (202) 419-7000

FACSIMILE (202) 419-7007

ILLINOIS OFFICE

SUITE 1600 - 120 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS 60603-3406

TELEPHONE (312) 577-7000

CALIFORNIA OFFICE

SUITE 250 - 9276 SCRANTON ROAD, SAN DIEGO, CA 92121-7708

TELEPHONE (619) 552-1311

COLORADO OFFICE

SUITE 213 - 1942 BROADWAY, BOULDER, COLORADO 80302

TELEPHONE (303) 402-6966

EDWARD E. CLAIR
JON A. BIRMINGHAM
JOHN E. LYHUS
STEVEN M. FREELAND
DONNA E. BECKER
MICHAEL G. VRANICAR
BRIAN S. CLISE
MARTIN R. BADER
DEREK L. PRESTIN
MARK A. BORSOS
DAVID R. JAGLOWSKI
TIMOTHY R. BAUMANN
JEFFREY A. CHELSTROM
NICHOLAS T. PETERS
KENNETH A. PLOCHINSKI
MEGAN J. REDMOND

PATENT AGENTS

ERIC J. WHITESSELL
LILIA I. SAFONOV

OF COUNSEL

GEORGE W. SPELLMIRE, JR.
LISA M. SOMMER
GEORGE H. SPENCER, P.C.*

TECHNICAL ADVISOR

JOHN M. BRONK, Ph.D.

*ADMITTED TO D.C. BAR; D.C. PRACTICE OF
ALL OTHERS LIMITED TO FEDERAL COURTS
AND AGENCIES

April 5, 2004

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, MS Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Re: New U.S. Patent Application
(Claiming Priority to German Appl. No. DE 103 16 109.0)
Appl. No.: to be assigned
Filed: herewith
Title: **Process for the Production of
L-Amino Acids Using Strains of the
Enterobacteriaceae Family**
Inventor(s): Rieping, *et al.*
Atty. Dkt.: 7909/84003

Dear Sir:

The following documents are being forwarded for appropriate action by the U.S. Patent and Trademark Office:

1. U.S. Patent Application entitled:

**PROCESS FOR THE PRODUCTION OF
L-AMINO ACIDS USING STRAINS OF THE
ENTEROBACTERIACEAE FAMILY**

and naming as inventor(s): Mechthild Rieping
Mike Farwick

the application comprising:

26 pages of Specification (numbered as pages 1-26);
6 pages of Claims (numbered as pages 27-32);
a one-page Abstract (numbered as page 33);
2 sheet of formal Drawings (labeled as Fig. 1-Fig. 2); and
9 pages of Sequence Listing (numbered separately as pages 1-9);

2. a 3.5 inch diskette containing a computer readable copy of the Sequence Listing;
3. Preliminary Amendment (3 pages);
4. Submission of Priority Document in Accordance with Requirements of Rule 55 with priority document attached;
5. General Authorization for Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(3);
6. General Authorization to Charge Deposit Account; and
7. Two (2) return postcards.

This application claims the benefit of German application no. DE 103 16 109.0, filed on April 9, 2003, the contents of which are hereby incorporated by reference.

In compliance with 37 C.F.R. § 1.821(f), Applicants' undersigned attorney hereby states that the content of the paper and computer readable copies of the Sequence Listing submitted herewith are the same.

A separate written request under 37 C.F.R. §1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. §1.136(a) as incorporating such a petition is enclosed.



13281 U.S. PTO

Commissioner of Patents
April 5, 2004
Page 3

Fee Calculation

Applicant(s) calculate the filing fee as follows:

	Total		No. Extra	Rate	Fee
Basic Filing Fee					770.00
Total Claims Fee	60	20=	40	\$ 18.00	720.00
Independent Claims Fee	3	3 =	0	\$ 86.00	0.00
Multiple Dependent Claims Fee				\$ 290.00	290.00
TOTAL FEES DUE					1,780.00

The application is being filed under 37 C.F.R. § 1.53 without the Declaration and without the filing fee.

It is respectfully requested that the enclosed postcards be stamped with the serial number and the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY

Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

MAS:ct
Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Rieping, *et al.*

Appl. No.: to be assigned

Filed: herewith

For: **Process for the Production of
L-Amino Acids Using Strains of the
Enterobacteriaceae Family**

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt.: 7909/84003

**General Authorization for Petition for
Extension of Time Under 37 C.F.R. § 1.136(a)(3)**

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **MS Patent Application**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

Applicants hereby request under 37 C.F.R. §1.136(a)(3) by this general authorization that any concurrent or future reply submitted by Applicants to the United States Patent and Trademark Office for the above-identified patent application requiring a petition for an extension of time under §1.136(a) for its timely submission be treated as incorporating therein a petition for an extension of time for the appropriate length of time.

If Applicants do not timely pay for any extension fee(s) pursuant to 37 C.F.R. §1.136(a) which may become due for this application under 37 C.F.R. §1.17 by check, the Director is hereby authorized to charge such fee(s), and any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135 under Order No. 7909/84003.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By Michael A. Sanzo
Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

Date April 5, 2004
1801 K Street, N.W., Suite 401L
Washington, DC 20006-1201
Phone: (202) 419-7013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Rieping, *et al.*

Appl. No.: to be assigned

Filed: herewith

For: **Process for the Production of
L-Amino Acids Using Strains of the
Enterobacteriaceae Family**

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt.: 7909/84003

General Authorization to Charge Deposit Account

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **MS Patent Application**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135 under Order No. 7909/84003.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By



Michael A. Sanzo

Reg. No. 36,912

Attorney for Applicants

Date April 5, 2004
1801 K Street, N.W., Suite 401L
Washington, DC 20006-1201
Phone: (202) 419-7013